

enriching private individuals at the expense of the State Treasury.

30th. We recommend that no more such contracts be entered into by the Prison Commission, and that the officers of the State be more careful in looking after the interests of the State, regardless of the suggestion and influence of political and personal friends.

31st. We find that the parole law is very defective, in that there are no penalties for failure to make reports as required therein, and that the same has been abused, and the law preventing the leasing of convicts evaded, by taking advantage of the parole law, all of which we believe should be remedied. We find that convicts have been paroled many years ago, and that their whereabouts are unknown, and the presumption is, if they are still living, that they are in the penal servitude of those to whom they were paroled, or to others. The Governor and the Board of Pardons is making an effort to correct this evil, for which we commend them.

In order that this evil may be corrected and that these conditions may not again arise, we recommend an amendment to the parole law, to the effect that severe penalties be prescribed for failure to make reports as required therein, and that in addition to a report each month to the Prison Commission, a copy of the report shall also be filed by the party to whom the paroled convict is paroled, with the Board of Pardons, and that said report shall be on forms prescribed by the Board of Pardons, and that said Board may require reports and information in addition to the monthly report, at any time they deem necessary.

We further recommend that such law provide that no more than two individual and that these paroles be granted only to such convicts as are worthy of same, and for the purpose of permitting them to demonstrate their ability and intention to make responsible citizens, in order that they may be granted a full pardon.

32nd. From the facts presented put under the management of a practical business manager, who transactions connected therewith, and that the entire system should be

be constituted a Board of Directors that the Prison Commission should in this investigation, we conclude convicts shall be paroled to any one and that the law should be amended so as to much more specifically define the scope of authority, the policies and duties of the Prison Commission in order that responsibility for mistakes and inefficiency may not be shifted from one to another. We believe if the changes herein suggested, if enacted into law, will prevent a continuation of management at the suggestion of private parties who have greatly profited in their deals with this system and that such changes will have a great tendency to place this system on an independent and paying basis.

33rd. In conclusion, we beg to state that we have made diligent inquiry and called before us as witnesses all parties from whom we thought any information might be obtained in regard to any and all matters connected with the things herein reported. And we find no evidence of the payment of any money to any party for anything done in connection therewith, except the \$10,000.00 fee paid to Walter J. Crawford; but as hereinbefore stated, we find that the parties to whom and upon whom rested the responsibility of looking after the State's interests in connections with these transactions, permitted private individuals to control such matters to that extent that the private individuals were greatly benefitted and the State has been deprived of that which justly belonged to it.

We most respectfully submit this report and request that the same be approved and your committee discharged.

SUITER, Chairman.

PAGE.

On the part of the Senate.

FLY.

OSBORNE.

MARSHALL.

On the part of the House.

EIGHTH DAY

Senate Chamber,

Austin, Texas,

Tuesday, July 1st, 1919.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was

called to order by Lieutenant Governor W. A. Johnston.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Gibson.
Bailey.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	McNealus.
Clark.	Page.
Cousins.	Rector.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.

Absent—Excused.

Carlock.	Parr.
Johnston.	Smith.

Prayer by Hon. B. H. Greathouse of Arkansas.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Faust.

Excused.

Senator Johnston, for today and tomorrow on account of important business, on motion of Senator Dean.

Senator Cousins, for today and tomorrow on motion of Senator Smith.

Senator Carlock, for today and the remainder of this week on motion of Senator Dudley.

Bills and Resolutions.

By Senator Dudley:

S. B. No. 62. A bill to be entitled "An Act to amend Section 1 of a special Act, entitled, 'An Act enlarging and giving boundaries of Independent School District No. 1, Sterling County for school purposes, making such old district subject to school house bonds outstanding, and providing for a Board of Equalization for said district, and defining its duties and etc., and declaring an emergency.'"

Read first time and referred to Committee on Educational Affairs.

By Senator Williford:

S. B. No. 63. A bill to be entitled "An Act to establish Common School

District No. 45 in Freestone County, Texas, and etc., and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senators Hopkins and Buchanan of Bell:

S. B. No. 64. A bill to be entitled "An Act to amend Article 5684 of the Revised Civil Statutes of 1911, so as to limit the time in which a person under twenty-one years of age, not in the military or naval service of the United States, in time of war, or of unsound mind, or imprisoned, may institute suit for the recovery of real estate, and by adding after said Article a new Article, to be known as Article 5684a, so as to provide that a person having the peaceable and adverse possession of lands, tenements or hereditaments, the title to which has passed out of the State, using and enjoying the same, under deed or deeds duly recorded constituting a regular chain of title, for a period of twenty-five years, shall be conclusively presumed to have an incontestible and good marketable title thereto, providing for proof of possession, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Hopkins:

S. B. No. 65. A bill to be entitled "An Act to amend Article 1206 of the Revised Civil Statutes of 1911, so as to provide that the dissolution of a corporation shall not operate to abate any pending suit and so as to provide that suit may be maintained against the corporation as though the same had not been dissolved and service of process obtained on the President, Directors, General Manager, Trustee, Assignee, or other person in charge of the affairs of such corporation at the time it was dissolved, and providing that the assets of said corporation shall be subject to the payment of judgments and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Bailey:

S. B. No. 66. A bill to be entitled "An Act to amend Article 3871, Revised Civil Statutes of the State of Texas, 1911, as the same was amended by Chapter 158, Acts of the Regular Session of the Thirty-sixth Legislature, relating to the compen-

sation to be paid the assessor of taxes for assessing taxes for State, County, Drainage districts, road districts or other political subdivisions of the County, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Hertzberg:

S. B. No. 67, A bill to be entitled "An Act providing for a service medal for the soldiers, sailors, marines and others who were part of the armed forces of the United States or of Texas during the years 1917 or 1918; making an appropriation therefor; providing for a Commission to select a design and to have custodian of such medals and a roll of honor to carry the names."

Read first time and referred to Committee on Military Affairs. Withdrawn and referred to Committee on Finance.

By Senator Dorough:

S. B. No. 68, A bill to be entitled "An Act to amend an Act entitled, 'An Act to incorporate the city of Texarkana, Texas, and a city of the first-class, as a city of 10,000 and over inhabitants, to grant said city a special charter, approved May 2nd, 1907; as amended by an Act entitled; 'An Act to amend House Bill No. 743 etc., Chapter 104, of an Act passed by the Thirtieth Legislature of the State of Texas, entitled, An Act to incorporate the city of Texarkana, Texas, as a city of the first class, as a city of 10,000 and over inhabitants, to grant said city a special charter, as amended by Senate Bill No. 63 of the Thirtieth Legislature of the State of Texas, by amending Sections 45, 108, 144, 145, 160, 187, 201, 213, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 260, 280, 288 and 289, approved March 20th, 1913, as amended or attempted to be amended by a vote of the qualified voters of said city at an election held in said city on the 7th day of August, 1917, at which election a majority of the votes cast were cast in favor of said amendments, amending all of Sections 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234 and 235 inclusive, by amending said last sections numbered consecutively from 218 to 235 inclusive, and by adding thereto sections 235-A, 235-B, 235-C.

235-D, 235-E, 235-F, 235-G and to amend the aforesaid Act entitled An Act to incorporate the city of Texarkana, Texas, as a city of the first class, as a city of 10,000 and over inhabitants, to grant said city a special charter, approved May 2nd, 1907, as to section 247 thereof, adding to the same Section 247-A; so that all of said sections as amended and sections added thereto shall hereafter read as follows, and to repeal all laws in conflict therewith, and to declare an emergency."

Read first time and referred to Committee on Towns and City Corporations.

By Senator Strickland:

S. B. No. 69, A bill to be entitled "An Act amending Article 7220 of the Revised Civil Statutes of 1911 providing that the returns of election for preventing hogs and certain other animals from running at large shall be tabulated and counted in the same manner as provided for all general elections in the State of Texas and further validating all such elections held in any County of this State where such election has been held under proper petition presented to the Commissioners Court, upon proper order and notice of such election, and where a majority of the free-holders voting at such election have voted in favor of same, and declaring an emergency."

Read first time and referred to Committee on Stock and Stock Raising.

By Senator Caldwell:

S. B. No. 70, A bill to be entitled "An Act to make unlawful the teaching of the Germanic language in any public or private school or college or university in the State of Texas, fixing a penalty and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

Sente Concurrent Resolution No. 10.

Whereas, the Regular Session of the Thirty-sixth Legislature of the State of Texas, passed a law prohibiting within the boundaries of the State of Texas the operation and maintenance of pool halls, which law became effective on the first day of May A. D. 1919; and

Whereas, certain pool hall opera-

tors in the State of Texas presented an ex parte application to the Federal Court and obtained a temporary injunction restraining certain officers of the State of Texas from enforcing such pool hall law; and

Whereas, pool halls as they have been and are now being operated in Texas, are a public nuisance, a rendezvous for idlers and violators of the law and are detrimental to the normal welfare of the people of Texas and of communities in which they are permitted to operate; and

Whereas, the Court that granted the injunction restraining the enforcement of such pool hall laws will doubtless dissolve such temporary injunction as soon as a hearing is had and the facts concerning said pool hall law and the pool hall business as it is now and has been conducted in the State of Texas, are established, but many pool halls are now being operated in violation of such law without any molestation on the part of the officers of Texas, who are respecting in every way the injunction issued by the Federal Court; and

Whereas, it is the sense of the Legislature of Texas that all persons who take advantage of such injunction and operate pool halls in violation of such pool hall law, should, as soon as such injunction is dissolved, be prosecuted to the fullest extent of the law. Therefore, be it

Resolved, by the Senate of Texas, the House of Representatives concurring, That the County Attorneys, District Attorneys and all other officers charged with the duty of enforcing the law be requested to make investigations in regard to the operation of pool halls in their respective jurisdictions and preserve the names of witnesses and dates as to each violation of the pool hall law and that as soon as such injunction is dissolved, if the same should be dissolved, that they institute prosecutions against all persons who are operating or maintaining or who have operated or maintained pool halls in violation of such law and that upon a trial of such causes the maximum penalties be sought.

Resolved further that the Secretary of State be directed to furnish printed copies of this resolution to all County Attorneys, District Attorneys, Sheriffs, and Chiefs of Police of this State.

HOPKINS.

The resolution was read and laid on the table subject to be called up tomorrow.

Morning call concluded.

House Concurrent Resolution No. 3.

The Chair laid before the Senate as special order for this hour:

H. C. R. No. 3, Relating to terms of Peace Treaty.

The resolution was read and on motion of Senator Westbrook, the same was adopted by the following vote:

Yeas—20.

Alderdice.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Page.
Cousins.	Rector.
Dayton.	Strickland.
Dean.	Sulter.
Dorough.	Westbrook.
Faust.	Williford.
Floyd.	Witt.
Gibson.	Woods.

Nays—1.

McNealus.

Present—Not Voting.

Dudley. Hall.

Absent.

Bailey. Clark.

Caldwell.

Absent—Excused.

Carlock. Parr.
Johnston. Smith.

Senate Bill No. 12.

The Chair laid before the Senate on second reading:

S. B. No. 12, A bill to be entitled "An Act to amend Chapter 60 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fifth Legislature of the State of Texas, and being an Act supplementing the Act creating the Live Stock Sanitary Commission for the State of Texas, and which is known as the Eradication of Cattle Ticks Law, so that hereafter Kinney County, Uvalde County, and Medina County in the State of Texas shall

be placed in Zone No. 3 instead of in Zone No. 2, as heretofore, and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Dudley, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 12 put on its third reading and final passage by the following vote:

Yeas—25.

Alderdice.	Hall.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Clark.	Page.
Cousins.	Rector.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.
Gibson.	

Absent.

Caldwell.

Absent—Excused.

Carlock.	Parr.
Johnston.	Smith.

The bill was laid before the Senate, read third time and, on motion of Senator Dudley, was passed by the following vote:

Yeas—25.

Alderdice.	Hall.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Clark.	Page.
Cousins.	Rector.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.
Gibson.	

Absent.

Caldwell.

Absent—Excused.

Carlock.	Parr.
Johnston.	Smith.

12—Spec.

Simple Resolution No. 12.

Whereas, Colonel A. W. Bloor, a distinguished American soldier from France commanding 142nd Infantry and 36th Division, is now in the city of Austin, therefore, be it

Resolved, by the Senate of Texas, that he be extended the courtesy of the floor of the Senate for the day and be invited to address the Senate.

DAYTON.

The resolution was read and adopted and the Chair appointed a Committee of Courtesy to conduct Col. Bloor to the President's stand. General Jas. A. Harley was presented by the Chair and in turn presented Col. Bloor who gave a brief account of the action of the 142nd Infantry on the battle front in France.

Senate Bill No. 33.

The Chair laid before the Senate on second reading:

S. B. No. 33, A bill to be entitled "An Act making an appropriation for the establishment, construction, equipment, and maintenance of a wool and mohair scouring plant at the Agricultural Experimental Station of the Agricultural and Mechanical College of Texas, for the scouring of representative samples of wool and mohair in order to determine their shrinkage, as protection to the Texas producers of wool and mohair in the sale of their products, and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Dudley, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 33 put on its third reading and final passage by the following vote:

Yeas—21.

Alderdice.	Faust.
Buchanan of Bell.	Floyd.
Buchanan of Scurry.	Hall.
Caldwell.	Hertzberg.
Clark.	Hopkins.
Cousins.	Page.
Dean.	Strickland.
Dorough.	Suiter.
Dudley.	Westbrook.

Williford. Woods.
Witt.

Nays—1.

McNealus.

Absent.

Bailey. Gibson.
Dayton. Rector.

Absent—Excused.

Carlock. Parr.
Johnston. Smith.

The bill was laid before the Senate, read third time and, on motion of Senator Dudley, was passed by the following vote:

Yeas—19.

Alderdice. Faust.
Bailey. Gibson.
Buchanan of Bell. Hall.
Buchanan of Scurry. Hertzberg.
Caldwell. Hopkins.
Clark. Page.
Cousins. Strickland.
Dayton. Witt.
Dorough. Woods.
Dudley.

Nays—4.

Floyd. Suiter.
McNealus. Westbrook.

Present—Not Voting.

Rector.

Absent.

Dean. Williford.

Absent—Excused.

Carlock. Parr.
Johnston. Smith.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, July 1, 1919.

Lieutenant-Governor W. A. Johnson,
President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 9, relating to an investigation of the water supply of Austin.

H. C. R. No. 5, asking Congress to amend Section 5200, Federal Banking Laws so that assistance may be given cotton farmers.

S. B. No. 6, A bill to be entitled

"An Act to authorize the Commissioner of the General Land Office to employ additional help until August 31st, present year, making an appropriation and declaring an emergency."

Respectfully submitted,

T. B. REESE,

Chief Clerk, House of Representatives.

Committee Appointment.

In pursuance to Senate Concurrent Resolution No. 9, I hereby appoint the following to act on the part of the Senate, to carry into effect the provisions of the resolution: Senators Faust, Bailey and Gibson.

W. A. JOHNSON,

President of the Senate.

Senate Bill No. 37.

The Chair laid before the Senate on second reading:

S. B. No. 37, A bill to be entitled "An Act to create the 'Three P Independent School District' in Fannin County, Texas, designating its territory; providing for a board of trustees thereof; defining the powers and duties of said independent school district and declaring an emergency."

The committee report that the bill be not printed was adopted:

The bill was read second time and passed to engrossment.

On motion of Senator Gibson, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 37 put on its third reading and final passage by the following vote:

Yeas—26.

Alderdice. Gibson.
Bailey. Hall.
Buchanan of Bell. Hertzberg.
Buchanan of Scurry. Hopkins.
Caldwell. McNealus.
Clark. Page.
Cousins. Rector.
Dayton. Strickland.
Dean. Suiter.
Dorough. Westbrook.
Dudley. Williford.
Faust. Witt.
Floyd. Woods.

Absent—Excused.

Carlock. Parr.
Johnston. Smith.

The bill was laid before the Senate, read third time and, on motion of Senator Gibson, was passed by the following vote:

Yeas—26.

Alderdice.	Gibson.
Bailey.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	McNealus.
Clark.	Page.
Cousins.	Rector.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.

Absent—Excused.

Carlock.	Parr.
Johnston.	Smith.

Senate Bill No. 31.

The Chair laid before the Senate on second reading:

S. B. No. 31, A bill to be entitled "An Act repealing Sections one (1) to thirteen (13) both numbers inclusive, of Chapter 58, Special Laws enacted by Regular Session Thirty-third Legislature, approved March 19, 1913, the same being an Act granting to Fannin County, Texas, a more efficient road law and adopting for said county the General Laws of the State in relation to the issuance of bonds for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads or turnpikes or in aid thereof, and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Gibson, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 31 put on its third reading and final passage by the following vote:

Yeas—26.

Alderdice.	Clark.
Bailey.	Cousins.
Buchanan of Bell.	Dayton.
Buchanan of Scurry.	Dean.
Caldwell.	Dorough.

Dudley.	Page.
Faust.	Rector.
Floyd.	Strickland.
Gibson.	Suiter.
Hall.	Westbrook.
Hertzberg.	Williford.
Hopkins.	Witt.
McNealus.	Woods.

Absent—Excused.

Carlock.	Parr.
Johnston.	Smith.

The bill was laid before the Senate, read third time and, on motion of Senator Gibson, was passed by the following vote:

Yeas—26.

Alderdice.	Gibson.
Bailey.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	McNealus.
Clark.	Page.
Cousins.	Rector.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.

Absent—Excused.

Carlock.	Parr.
Johnston.	Smith.

Simple Resolution No. 13.

Be It Resolved, By the Senate of the Thirty-sixth Legislature, Second Called Session, that J. F. Cosgrove be employed to carry papers from the Senate to Confederate Home, and that he be paid for his services the sum of \$2.00 per day.

Dorough, Suiter, Cousins, Bailey, Westbrook, Floyd, Rector, Williford, Dayton, Gibson, Caldwell, Smith, Witt, Hertzberg, Clark, Faust, Hall.

The resolution was read and adopted.

Messages from the Governor.

Governor's Office,
Austin, Texas, July 1, 1919.

To the Thirty-sixth Legislature in
Second Called Session:

At the request of Senator Hertz-

berg, I submit for your consideration the following:

"An Act providing for a service medal for the soldiers, sailors, marines and others who were part of the armed forces of the United States or of Texas during the years 1917 and 1918," etc.

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, June 30, 1919.

To the Senate of the Thirty-sixth Legislature:

I ask the advice, consent and confirmation of the Senate in the appointment of Hon. W. D. Crockett of Chappel Hill, as a member of the Board of Commissioners of Washington Park, vice Hon. D. C. Giddings of Brenham, resigned.

Respectfully submitted,
W. P. HOBBY, Governor.

The above was read and referred to the Committee on Nominations by the Governor.

Governor's Office,
Austin, Texas, July 1, 1919.

To the Thirty-sixth Legislature in Second Called Session:

I submit for your consideration the following subject, to-wit: "An Act to amend Section 1, Chapter 150, Acts of the General Laws of the State of Texas, passed by the Thirty-sixth Legislature, denominated 'An Act to amend Section 1, 2, 3, 4, and 5, of Chapter 35, Acts of the Twenty-ninth Legislature, which is an act to regulate the sale of cocaine and other drugs,' etc.

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, June 30, 1919.

To the Thirty-sixth Legislature in Second Called Session:

At the request of Representative Satterwhite, I submit the following subject, to-wit:

"An Act authorizing corporations incorporated to guarantee land titles and indemnify the holders thereof against loss by reason of defects in title, etc."

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, June 30, 1919.
To the Thirty-sixth Legislature in Second Called Session:

At the request of Representative Satterwhite, I submit for your consideration the following subject to-wit:

"An Act to create the Board of Public Printing; provide for a secretary who shall also be State Expert Printer, and fixing his salary; providing clerical help for the State expert Printer; to provide for the lettering of contracts for printing, binding and furnishing stationery and other supplies; to authorize the secretary of state to employ the necessary help for the expeditious printing and mailing of the laws; to repeal all laws and parts of laws in conflict herewith; and declaring an emergency."

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, June 30, 1919.
To the Thirty-sixth Legislature in Second Called Session:

At the request of Representative Davidson, I submit the following subject, to-wit:

"An Act to provide for the construction of a road and highway in and through the San Jacinto State Park, and to provide for the use of convict labor for the construction of such road and highway, and to appropriate out of the general revenue, not heretofore appropriated, the sum of twenty thousand dollars for the construction and maintenance of such road, and declaring an emergency."

Respectfully submitted,
W. P. HOBBY, Governor.

Austin, Texas, June 30, 1919.
To the Thirty-sixth Legislature in Second Called Session:

At the request of Representative Tidwell, I submit for your consideration the following subject, to-wit:

"An Act to amend Article 6272, Title 105, Chapter 2, of the Revised Civil Statutes, of 1911, defining indigency as provided by the Civil Statutes in said Title 105, Chapter 2; and fixing the fees of the county judges for hearing Confederate pension, and providing that said fee shall be \$2.00, and that the same shall be paid out of the general funds of the

county treasury upon presentment of an account therefor to the commissioners' court, and that said fees shall be accounted for as other fees of office by the officer receiving the same; and repealing all laws and parts of laws in conflict herewith."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, July 1, 1919.
To the Thirty-sixth Legislature in Second Called Session:

At the request of Senator Williford, I submit for your consideration the following subject, to-wit:

"An Act to establish Common School District No. 45, in Freestone County, Texas, etc."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, July 1, 1919.
To the Thirty-sixth Legislature in Second Called Session:

At the request of Representative Hornby, I submit for your consideration the following subject, to-wit:

"An Act to exempt Uvalde County from hide inspection law."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, July 1, 1919.
To the Thirty-sixth Legislature in Second Called Session:

At the request of Representative Johnson, of Travis County, I submit for your consideration the following subject, to-wit:

"An Act to amend Article 657 of the Revised Civil Statutes of 1911, relating to the issuance of funding bonds by counties; providing for the rate of interest such bonds may bear; the maturity of same; and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, June 30, 1919.
To the Legislature of the State of Texas in Second Called Session Assembled:

Gentlemen: I beg to submit for your consideration, the following subject, to-wit:

"An Act to define and regulate the

practice of veterinary medicines, surgery, dentistry, creating a Board of Veterinary Medical Examiners for the examining and licensing of veterinary physicians and surgeons, dentists, and prescribing their powers, duties and qualifications; providing for the proper registration of veterinary physicians, surgeons and dentists, and providing for the revocation of their licenses and fixing suitable penalties for the violations of this Act; repealing Chapter 76 of the Acts of the Regular Session of the Thirty-second Legislature, and all laws and parts of laws in conflict herewith and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, June 30, 1919.
To the Thirty-sixth Legislature in Second Called Session Assembled: Gentlemen: At the request of Representative Curtis, I beg to submit for your consideration, the following subject, to-wit:

"An Act to define junk dealers; to require such dealers, to keep a record of junk transactions; to forbid the purchase of certain articles by such dealers from minors; to prescribe penalties; to repeal House Bill No. 90, passed by the Fourth Called Session of the Thirty-fifth Legislature of the State of Texas, entitled

'An Act regulating the purchase of junk by persons engaged as junk dealers or in the junk business, providing for uniform affidavits of junk dealers, and for the same to be kept in well-bound books, subject to the inspection of the public, providing punishment for violation of the same; defining the term 'Junk Dealers' and 'Junk Business,' and repealing all laws in conflict with the provisions of this Act, and declaring an emergency;' and repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, June 30, 1919.
To the Thirty-sixth Legislature in Second Called Session Assembled: At the request of Representative Winfree, I submit for your consid-

eration the following subject, to-wit:
 "An Act creating the Lovelady School District in Houston County, Texas, etc."

Respectfully submitted,
 W. P. HOBBY,
 Governor of Texas.

Governor's Office,
 Austin, Texas, June 30, 1919.

To the Thirty-sixth Legislature of the State of Texas in Second Called Session Assembled:

Gentlemen: At the request of Senator McNealus and numerous petitioners, I beg to submit for your consideration, the following subject, to-wit:

"An Act establishing a State Athletic Commission regulating the art of boxing and sparring exhibitions or performances in the State of Texas."

Respectfully submitted,
 W. P. HOBBY,
 Governor of Texas.

Governor's Office,
 Austin, Texas, July 1, 1919.

To the Thirty-sixth Legislature in Second Called Session Assembled:

Gentlemen: At the request Representative McMillan, I beg to submit for your consideration the following subject, to-wit:

"An Act to amend Article 3871, Revised Civil Statutes of the State of Texas, 1911, as the same was amended by Chapter 158, Acts of the Regular Session of the Thirty-sixth Legislature relating to the compensation to be paid the assessor of taxes for assessing taxes for the State, County, drainage districts, road districts, or other political subdivisions of the county, and declaring an emergency."

Respectfully submitted,
 W. P. HOBBY,
 Governor of Texas.

Governor's Office,
 Austin, Texas, June 30, 1919.

To the Legislature of the State of Texas in Second Called Session Assembled:

Gentlemen: I beg to submit for your consideration the following subject, to-wit:

"An Act to amend Title 8, Chapter 2, of the code of Criminal Procedure of the State of Texas, by adding to said Chapter 3 articles to be known as Article 657a, 657b and 657c, providing that in all capital cases the county or district attorney prosecut-

ing same, may file a waiver of the death penalty, and the court may in his discretion refuse a special venire, when said waiver is filed, and in such event pre-emptory challenges to be ten each for State and defendant and that jurors having conscientious scruples in regard to the infliction of the death penalty for crimes shall not be disqualified as jurors, when no special venire is ordered by the court, after said waiver, and providing that the Court shall advise the jury in his charge of the waiver, and in case the jury shall assess the death penalty regardless of said waiver for a new trial unless the defendant or his counsel has requested the jury to return such penalty in case of conviction, and providing that defendants may on application secure a special venire, and declaring an emergency."

Respectfully submitted,
 W. P. HOBBY, Governor.

Governor's Office,
 Austin Texas, July 1, 1919.

To the Thirty-sixth Legislature of Texas in Second Called Session:

At the request of Senator Hopkins I submit for your consideration the following subjects, to-wit:

"An Act to amend Art. 1206 of the Revised Civil Statutes of 1911, so as to provide that the dissolution of a corporation shall not operate to abate any pending suit and so as to provide that suit may be maintained against the corporation," etc.

"An Act to amend Art. 5648 of the Revised Civil Statutes of 1911, so as to limit the time in which a person under 21 years of age, or in the military or naval service of the United States, in time of war, or of unsound mind, or imprisoned, may institute suit for recovery of real estate," etc.

Respectfully submitted,
 W. P. HOBBY, Governor.

Governor's Office,
 Austin, Texas, July 1, 1919.

To the Thirty-sixth Legislature in Second Called Session Assembled:

Gentlemen: At the request of Senator Dorrough, I beg to submit the following subject for your consideration:

"An Act to amend An Act Entitled 'An Act to incorporate the City of Texarkana, Texas, as a city of the

first class, as a city of 10,000 and over inhabitants, to grant said city a special charter, approved May 2nd, 1907, as amended by an Act entitled 'An Act to amend House Bill No. 743, etc., and declaring an emergency.'

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, July 1, 1919.
To the Thirty-sixth Legislature in Second Called Session:

At the request of Senator Caldwell, I submit for your consideration the following subject:

"An Act prohibiting the teaching of the German Language in any school in Texas," etc.

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, July 1, 1919.
To the Thirty-sixth Legislature in Second Called Session, Assembled:
Gentlemen: I beg to submit for your consideration the following subject, to-wit:

"An Act amending Article 7220 of the Revised Civil Statutes of 1911 providing that the returns of election for preventing hogs and certain other animals from running at large shall be tabulated and counted in the same manner as provided for all general elections in the State of Texas and further validating all such elections held in any county of this State where such election has been held upon proper petition presented to the Commissioner's Court, upon proper order and notice of such election, and where a majority of the free-holders voting at such election have voted in favor of same."

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, July 1, 1919.
To the Thirty-sixth Legislature in Second Called Session Assembled:
Gentlemen: I beg to submit for your consideration the following subject, to-wit:

"An Act to lease islands, salt water lakes, bays, inlets, reefs and marshes, owned by the State within tide water limits, and that portion of the Gulf of Mexico within the jurisdiction of the State of Texas, for the production of oil and natural gas; authorizing

the Commissioner of the General Land office to adopt necessary rules and regulations in relation thereto; prescribing the terms upon which leases may be issued; providing for the advertisement of the areas before they are leased; prescribing the requirements for applications; providing for the recognition or abandonment of former surveys; prescribing how and when royalty shall be paid; appropriating the proceeds to the public free school fund and the game, fish and oyster fund; creating a first lien in favor of the State; providing for off-set wells; providing against pollution of water and authorizing the Game, Fish and Oyster Commissioner to enforce rules against such pollution; providing that leases may be transferred or relinquished to the State; providing for forfeiture of leases if the owner should fail or refuse to comply with the law and rules and regulations adopted relative thereto; providing for the opening of roads as ways of ingress and egress to and from leased areas; providing for the protection of valid rights heretofore acquired and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, July 1, 1919.
To the Thirty-sixth Legislature of the State of Texas in Second Called Session Assembled:
Gentlemen: I beg to submit for your consideration the following subject, to-wit:

"An Act to amend Article 2909 (f), Title 48, Chapter 20, of the Revised Civil Statutes of the State of Texas, so as to provide that any Text Book Contractor shall make a bond of Twenty Thousand (\$20,000.00) Dollars adopted, provided that the contract and bond shall be prepared by the Attorney General, payable in Travis County; providing that the bond may be sued upon from time to time; providing that the Text Book Commission, may, upon twenty day's notice, require a new bond to be given, and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, July 1, 1919.
To the Thirty-sixth Legislature of
the State of Texas in Second Called
Session Assembled:

Gentlemen: I beg to submit for
your consideration the following
subject, to-wit:

"An Act defining live stock commission merchants; requiring such merchants to give bond; providing for the renewal of such bond; the approval and recording of the same; imposing penalties for pursuing the occupation of a live stock commission merchant; when bond has not been made or renewed, or when there has been an intentional breach of said bond, for making materially false statements in the application relative to the fixing the amount of the bond; requiring remittances of the proceeds of stock sold by such commission merchants to be made to the parties rightfully entitled thereto within forty-eight hours after such sale has been made, either in certified check or bank exchange, whenever requested by the parties at interest, and prescribing penalty for failure to comply with such request; requiring the posting of a certified copy of the bond in some conspicuous place in the office of the principal place of business of said live stock commission merchant, and prescribing penalty for failure so to do; providing for suits upon said bond and fixing the venue thereof; repealing all laws in conflict herewith, and especially the Act of the Thirty-third Legislature, Chapter 49, Regular Session, page 93, and declaring an emergency."

Respectfully submitted,
W. P. HOBBS,
Governor of Texas.

Senate Bill No. 59.

The Chair laid before the Senate on second reading:

S. B. No. 59, A bill to be entitled "An Act to exempt Colorado County from the provisions of Chapter 60, General Laws of the Regular Session of the Thirty-fifth Legislature, 1917, and to postpone the eradication of ticks in said county until January 1, 1922, and declaring an emergency."

The committee report that the bill be not printed was adopted.

On motion of Senator Clark the bill was laid on the table subject to call.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, July 1, 1919.
Lieutenant-Governor W. A. Johnson,
President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the the following bills:

H. B. No. 9, A bill to be entitled "An Act creating the Forney Independent School District in Kaufman County, Texas, etc., and declaring an emergency."

H. B. No. 11, A bill to be entitled "An Act creating the Santa Maria Independent School District in Cameron County, Texas, and defining its boundaries; providing for the election and qualification of a board of trustees therefor; providing for the selection of a secretary, assessor and collector of taxes, and all other necessary officers and committees, and prescribing their qualifications; investing said district with all the rights, powers, privileges and duties of a town or village incorporated under the general laws of the State for free school purposes only, and declaring an emergency."

Respectfully submitted,

T. B. REESE,
Chief Clerk, House of Representatives

Bills Read and Referred.

The Chair, Lieutenant-Governor Johnson had referred, after their captions had been read, the following bills:

H. B. No. 9, referred to the Committee on Educational Affairs.

H. B. No. 11, referred to the Committee on Educational Affairs.

Bills Signed.

The Chair, Lieutenant-Governor Johnson, gave notice of signing and did sign in the presence of the Senate, after its caption had been read, the following:

S. B. No. 6, A bill to be entitled "An Act to authorize the Commissioner of the General Land Office to employ additional help until August

31, present year, making an appropriation and declaring an emergency."

Senate Bill No. 62 Rereferred

By unanimous consent and on request of Senator Hertzberg, Senate Bill No. 62 was withdrawn from the Committee on Military Affairs and referred to the Committee on Finance.

House Concurrent Resolution No. 5.

Whereas, in view of the valuable information the Legislature has received from Congressman Heflin of Alabama in connection with the importance and value of the cotton crop of Texas and throughout the South, and,

Whereas, in order to enhance the value of said crop and enable the producers thereof to obtain a price for same, for which all cotton states for years, have been striving to obtain, and,

Whereas, it has been the custom of the bankers of Texas to assist the farmer and the producer to a great extent in marketing the cotton; that in order to do so the banks of the smaller localities of Texas have been advancing money to the cotton growers under acceptances, which are carried as bills of exchange by the banks, in the smaller towns of Texas, and that such acceptances enable the cotton grower to obtain an accommodation that leads to a fair price for his cotton, and,

Whereas, the bankers of Texas have been advised that the Comptroller of Currency of the United States, who has charge of the enforcement of the banking laws has recently ruled that such acceptances as set out in the preceding paragraph are in violation of Section 5200 of the National Banking Act, which provided that the aggregate amount advanced to any one person shall not exceed ten per cent of the capital and surplus of said bank; that with a strict enforcement of this provision of the law the banks of Texas will not be permitted to assist the cotton growers to any great extent which will result in the valuable cotton of Texas, and the entire South becoming the prey of the

speculator and the combined efforts of the spinners, thereby depriving the grower of a just and equitable price that the product should bring; therefore, be it

Resolved by the House of Representatives of the Second Called Session of the Thirty-sixth Legislature, the Senate concurring, That in order to give the cotton growers immediate and adequate protection we call upon the Congressmen and Senators from Texas to at once do all within their power to amend Section 5200 of the National Banking Act, so that it cannot be construed by the Comptroller of the Currency to prohibit the banks of the South to assist the cotton growers in the marketing of the South's chief staple; that if it is impossible to amend said Section at the present called session of Congress, then we ask our Representatives and Senators to institute an investigation and ascertain why it is that the Comptroller of Currency should at this particular time seek to hamper and circumvent the cotton growers of the United States; be it

Further Resolved, That a copy of this resolution be forwarded at once by the Chief Clerk of the House to each of the Congressmen and the Senators representing Texas in the Federal Congress.

The resolution was read and referred to the Committee on Federal Relations.

Adjournment.

At 12:20 o'clock, p. m., the Senate, on motion of Senator Clark, adjourned until 10 o'clock tomorrow.

APPENDIX.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, June 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 3 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, June 30, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 9 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 1, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 12 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 1, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 33 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, July 1, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Education to whom was referred Senate Bill No. 62, same being a local school bill, have had same under consideration and I am instructed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, July 1, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Internal Improvements to whom was referred

S. B. No. 43, A bill to be entitled "An Act providing that freight charges on a car load of coal delivered at any point within the State of Texas, where railroad tracks weighing scales are owned, or used, or maintained at the point of delivery or in transit, shall be based upon the actual weight of said coal, etc.,"

Have had same under considera-

tion and beg leave to report the same back to the Senate with the recommendation that it do pass.

BUCHANAN of Scurry,
Chairman.

NINTH DAY.

Senate Chamber,
Austin, Texas, July 2, 1919.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hall.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Johnston.
Clark.	McNealus.
Cousins.	Page.
Dayton.	Rector.
Dorough.	Strickland.
Dudley.	Suiter.
Faust.	Westbrook.
Floyd.	Williford.
Gibson.	Woods.

Absent.

Caldwell.

Absent—Excused.

Carlock.	Smith.
Dean.	Witt.
Parr.	

Prayer by Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Alderdice.

Excused.

Senator Dean for today and for the remainder of the week on account of death in his family, on motion of Senator Clark.

Senators Smith and Witt for today and the remainder of the week on motion of Senator Hopkins.

Senate Bill No. 55—Printed in Journal.

By unanimous consent, and on request of Senator McNealus, S. B.